

1
2
3
4
5
6
7
8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 DON ROLLAND DONFRAY,

12 Plaintiff,

13 v.

14 NATIONAL ACTION FINANCIAL
SERVICES, INC., a Georgia corporation,

15 Defendant.

Case No. C06-05166-JW-RS

ENTRY OF JUDGMENT

16 THIS MATTER comes before the Court on the Plaintiff's Application for Entry of Judgment.

17 WHEREUPON it appearing that the Defendant has offered to allow a judgment in favor of
18 the Plaintiff to be entered against it in the amount of \$2,002.00. In addition, the Defendant has
19 offered to allow a judgment for the Plaintiff's reasonable costs and reasonable attorney fees incurred
20 in this litigation to be entered against it in an amount to be determined by the Court.

21 WHEREUPON it appearing that the Plaintiff has accepted the Defendant's Offer to Allow
22 Judgment to be Taken.

23 WHEREUPON, the Court, having considered Defendant's Offer to Allow Judgment to be
24 Taken pursuant to Fed. R. Civ. P. 68, Plaintiff's acceptance of that Offer of Judgment, the Court file,
25 and being otherwise duly advised in the premises, finds that Judgment should be, and hereby is,
26 GRANTED in favor of the Plaintiff in this matter.

27 IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED that the
28 Plaintiff have and recover judgment against the Defendant, NATIONAL ACTION FINANCIAL

SERVICES, INC., in the sum of \$2,002.00, together with interest thereon at the judgment rate until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the Plaintiff have and recover judgment against the Defendant, NATIONAL ACTION FINANCIAL SERVICES, INC., in an amount to be determined by the Court at a later date, for the reasonable costs and reasonable attorney fees incurred in representing the Plaintiff in this matter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the Plaintiff shall submit a Motion for Attorney Fees and Costs and any desired briefing to the Court within 15 days after the entry of this Judgment.

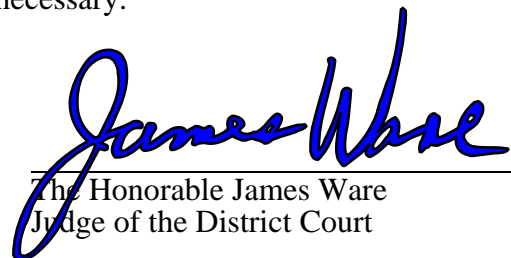
Thereafter, the Defendant may submit its Response, if any, to the Plaintiff's Motion for Attorney Fees and Costs within 15 days after filing of the Plaintiff's submission.

Thereafter, the Plaintiff may submit his Reply, if any, to the Defendant's Response within 10 days after the filing of the Defendant's Response.

Thereafter, the Court will then determine, based on the briefs and related materials submitted by the parties, if a Hearing on the Motion will be necessary.

IT IS SO ORDERED.

Dated this 12 day of October, 2006.


The Honorable James Ware
Judge of the District Court

Prepared and Approved by:

CONSUMER LAW CENTER, INC.

By: /s/ Fred W. Schwinn
Fred W. Schwinn, (SBN 225575)
12 South First Street, Suite 416
San Jose, CA 95113-2404
(408) 294-6100
fred.schwinn@sjconsumerlaw.com
Attorney for Plaintiff